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5  
6 Attorney for Plaintiff  
Kamala Bade Mesik

7  
8 IN THE UNITED STATES DISTRICT COURT  
9 OF THE  
10 NORTHERN MARIANA ISLANDS

11 KAMALA BADE MESIK,  
12 Plaintiff  
13 v.  
14 DKK INC. AND KIM HONG KYUN  
15 Defendants

CIVIL ACTION NO. 07-0019

**DECLARATION OF DANILO T.  
AGUILAR IN SUPPORT OF  
OPPOSITION TO DEFENDANTS'  
MOTION TO STRIKE.**

17 I, Danilo T. Aguilar, declare as follows:

18 1. Unless otherwise stated, I have personal knowledge of each of  
the facts set forth below;

20 2. I am counsel of record for Plaintiff Kamala Bade Mesik in the  
above entitled matter;

23 3. I was working on the preparation of the opposition brief and  
declaration and completed these by December 13, 2007. I later found out in the  
25 afternoon that Mr. Atalig was not on island to complete his declaration;

1           4. I found out that Mr. Atalig left to Guam the day before, thus I  
2 was unable to file the completed opposition brief without the declaration of Mr.  
3 Atalig on December 13, 2007.

4           5. On December 14, 2007, I had to appear on 2 sentencing hearings  
5 before the United States District Court that took most of my time in the morning;

6           6. I was able to contact Mr. Atalig on the afternoon of December  
7 14, 2007 and he indicated that he won't return to the island not until the following  
8 week;

9           7. I left the office on December 15, 2007 for a 3 week Christmas  
10 vacation which was planned and scheduled several months ago;

11           8. It was only after Mr. Atalig finally signed the declaration on  
12 December 21, 2007 that my staff was able to file my opposition brief with the  
13 supporting declaration from Mr. Atalig.

14  
15           I declare under penalty of perjury under the laws of the United States  
16 and the laws of the Commonwealth of the Northern Mariana Islands that the  
17 foregoing is true and correct, and that I executed this Declaration on this 9th day  
18 of January, 2008.

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22           \_\_\_\_\_  
23           /s/*Danilo T. Aguilar*  
24           DANILO T. AGUILAR, ESQ.  
25           Declarant  
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